

NOVANT HEALTH, INC.

LEASE NO. 084B-015-92

VABCA-5677-5830

VA OUTPATIENT CLINIC
WINSTON-SALEM, NC

Karen E. Carey, Esq., Womble, Carlyle, Sandridge & Rice, PLLC,
Winston-Salem, North Carolina, for the Appellant.

Patrick J. LaMoure, Esq. and *Cameron V. Gore, Esq.*, Trial Attorneys;
Charlma J. Quarles, Esq., Deputy Assistant General Counsel; and *Phillipa L. Anderson, Esq.*, Assistant General Counsel, Washington, D.C., for the
Department of Veterans Affairs.

**ORDER REINSTATING APPEALS
AND
ORDER ENTERING JUDGMENT**

1. On August 12, 1999, these appeals were dismissed without prejudice. The parties notified the Board that they were ready to proceed with these appeals and mediation proceedings were conducted on June 18-19, 2002.
2. On July 5, 2002, the Department of Veterans Affairs and Appellant filed a JOINT MOTION FOR JUDGMENT ON STIPULATED SETTLEMENT. The MOTION encloses a STIPULATION OF SETTLEMENT, dated July 1, 2002, entered into by the parties concerning VABCA-5677-5830.

3. In the JOINT MOTION, the parties recite that they have “negotiated a complete and final settlement of all claims”, which are the subject of VABCA-5677-5830 and jointly move that the Board enter Judgment in the amount of \$681,497, inclusive of interest under the Contract Disputes Act.

4. The remaining sum of \$125,503 will be paid to Appellant by the VA Medical Center, Salisbury, North Carolina, within 60 days of the date of the parties’ Settlement Agreement.

5. Inasmuch as the parties have stipulated the equitable adjustment due Novant Health, Inc. in VABCA-5677-5830, their JOINT MOTION FOR JUDGMENT ON STIPULATED SETTLEMENT is **GRANTED**. Appellant is found entitled to \$807,000 pursuant to the terms and conditions of the STIPULATION OF SETTLEMENT entered into by the parties and these appeals are hereby **DISMISSED WITH PREJUDICE**.

IT IS SO ORDERED

DATE: **July 8, 2002**

WILLIAM E. THOMAS
Administrative Judge